



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/614,326	07/12/2000	Jay M. Edelberg	0050.1609-002

Doreen M Hogle
Hamilton Brook Smith & Reynolds PC
Two Militia Drive
Lexington, MA 02421-4799



FORMALITIES LETTER



OC000000005394148

Date Mailed: 09/13/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1046.
 - \$630 for 35 total claims over 20.
 - \$156 for 2 independent claims over 3.
 - \$260 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

- The balance due by applicant is \$ 1866.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

12/12/2000 SDUDN6 00000014 080380 09614326
02 FC:101 710.00 OP
03 FC:105 130.00 OP
04 FC:104 270.00 OP
05 FC:103 630.00 OP
06 FC:102 146.00 OP
14.00 CH

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jay M. Edelberg and Robert D. Rosenberg
Application No.: 09/614,326 Group: 1632
Filed: July 12, 2000 Examiner: Not Assigned
For: ENHANCEMENT OF CARDIAC CHRONOTROPY

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231
on 12/8/00 Date Susan M. Cullen Signature
Susan M Cullen
Typed or printed name of person signing certificate

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Notice to File Missing Parts dated September 13, 2000, the following documents and fees are being submitted for filing in the captioned application:

- [X] **EXECUTED DECLARATION/POWER OF ATTORNEY** - A copy of the Notice is attached.
(Separate transmittal letter and postcard not required)
- [X] **FILING FEE** - with Fee Transmittal for Patent Applications in duplicate.
(Separate transmittal letter and postcard not required)
- [X] **SURCHARGE** - surcharge fee of \$130.00.
(Separate transmittal letter and postcard not required)
- [] **SEQUENCE LISTING** - Filed concurrently and is attached.
(Separate transmittal letter and postcard required)
- [X] **PETITION FOR EXTENSION OF TIME**

12/12/2000 SMDWG 00000014 080380 09614326 110.00 0P
01 FC:115

- ☒ Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated September 13, 2000 for one-month from November 13, 2000 to December 13, 2000. The appropriate fee of \$110.00 is included in the enclosed check.
- ☐ A month extension of time to respond to the Notice to File Missing Parts dated was filed on with payment of a \$ fee.
- ☐ Applicant hereby petitions for an additional month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$ is included in the enclosed check.
- (Separate Petition for Extension of Time and postcard not required)*
- ☐ **REQUEST FOR CORRECTED FILING RECEIPT** - Filed concurrently and is attached.
- (Separate transmittal letter and postcard required)*
- ☐ **VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS**
- ☐ Was filed on .
- ☐ Is enclosed herewith.
- (Separate transmittal letter and postcard not required)*
- ☐ In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$ which were paid on to be deposited in Deposit Account No. 08-0380.

The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of \$1,996.00. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Doreen M. Hogle
Doreen M. Hogle
Registration No.: 36,361
Tel.: (781) 861-6240
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Lexington, Massachusetts 02421-4799

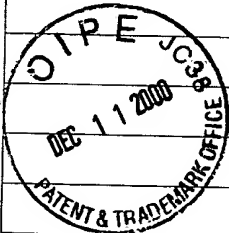
Date: December 8, 2000

HAMILT , BROOK, SMITH & REYNOLDS, P.C.

FEE TRANSMITTAL FOR PATENT APPLICATIONS	Attorney Docket Number	0050.1609-002
	Application Number	09/614,326
	First Named Inventor	Jay M. Edelberg

CLAIM CALCULATION (includes any preliminary amendment)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	55 - 20* =	35	x \$ 18 =	\$ 630
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	5 - 3** =	2	x \$ 78 =	\$ 156
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 260 =	\$ 260
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 710
				Total of above Calculations =	\$ 1756
				Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =	\$
				TOTAL =	\$ 1756
				Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =	\$ 130
				Petition for Extension of Time Fee (37 C.F.R. 1.17) =	\$ 110
				Assignment Recordation Fee = (only when filed with application)	\$
				TOTAL =	\$ 1996



1. Small entity status:

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

2. ☒ A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

3. ☒ A check is enclosed for \$1,996. ☐ Please charge \$[] to Deposit Account No. 08-0380.

4. ☐ Other: _____

Signature	<i>Doreen M. Hogle</i>	Date	<i>December 8, 2000</i>
Submitted by Typed or Printed Name	Doreen M. Hogle	Reg. Number	36,361